

**Electronically Filed on
May 6, 2013**

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Counsel for the
Official Committee of Unsecured Creditors

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

RODEO CREEK GOLD, INC.,

- ☐ Affects this Debtor
☒ Affects all Debtors
☐ Affects Antler Peak Gold Inc.
☐ Affects Hollister Venture Corporation
☐ Affects Touchstone Resources Company

Debtors.

BK-S-13-50302-MKN
BK-S-13-50303-MKN
BK-S-13-50304-MKN

**Jointly Administered Under
Case No.: 13-50301-MKN**

Chapter 11

**NOTICE OF ENTRY OF ORDER
GRANTING MOTION OF OFFICIAL
COMMITTEE OF UNSECURED
CREDITORS PURSUANT TO
11.U.S.C. §§ 1102(B)(3)(A) AND
1103(C) FOR ENTRY OF AN ORDER
CLARIFYING ITS REQUIREMENT
TO PROVIDE ACCESS TO
INFORMATION UNDER
BANKRUPTCY CODE SECTION
1102(B)(3)(A), WITH CERTIFICATE
OF SERVICE**

Hearing Date: May 2, 2013
Time: 1:30 p.m.

1 Please take notice that an Order Granting Motion of The Official Committee of Unsecured
2 Creditors Pursuant to 11 U.S.C. §§ 1102(b)(3)(A) and 1103(c) for Entry of an Order Clarifying its
3 Requirement to Provide Access to Information Under Bankruptcy Code Section 1102(b)(3)(A), was
4 entered on May 3, 2013. A true copy of said order is attached hereto.

5
6 Dated this 6th day of May, 2013

ARMSTRONG TEASDALE, LLP

7 /s/ Louis M. Bubala III

Louis M. Bubala III (NV Bar No. 8974)

8 Janet L. Chubb (NV Bar No. 176)

9 Gordon R. Goolsby (NV Bar No. 11578)

PACHULSKI STANG ZIEHL & JONES LLP

10 Jeffrey N. Pomerantz (CA Bar No. 143717)

11 Ira D. Kharasch (CA Bar No. 109084)

Shirley S. Cho (CA Bar No. 192616)

12 Counsel to the Official Committee of Unsecured
13 Creditors
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CERTIFICATE OF SERVICE

1. On **May 6, 2013**, I served the following document(s):

NOTICE OF ENTRY OF ORDER GRANTING MOTION OF OFFICIAL COMMITTEE OF UNSECURED CREDITORS PURSUANT TO 11.U.S.C. §§ 1102(B)(3)(A) AND 1103(C) FOR ENTRY OF AN ORDER CLARIFYING ITS REQUIREMENT TO PROVIDE ACCESS TO INFORMATION UNDER BANKRUPTCY CODE SECTION 1102(B)(3)(A), WITH CERTIFICATE OF SERVICE

2. I served the above-named document(s) by the following means to the persons as listed below:

☒ **ECF System** (attach the "Notice of Electronic Filing" or list all persons and addresses):

GREG ADDINGTON on behalf of Creditor UNITED STATES
greg.addington@usdoj.gov

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BRETT A. AXELROD on behalf of Interested Party THE AD HOC CONSORTIUM OF HOLDERS OF GREAT BASIN GOLD LTD 8.0% CONVERTIBLE DEBENTURES
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4 J CRAIG DEMETRAS on behalf of Creditor HI-TECH EXPLORATION, LTD
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6 J CRAIG DEMETRAS on behalf of Creditor HILLCREST MINING COMPANY, LLC
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15 UNSECURED CREDITORS ggoalsby@armstrongteasdale.com, bsalinas@armstrongteasdale.com

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22 CHRISTOPHER D JAIME on behalf of Debtor HOLLISTER VENTURE CORP.
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24 CHRISTOPHER D JAIME on behalf of Debtor RODEO CREEK GOLD INC.
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26 CHRISTOPHER D JAIME on behalf of Debtor TOUCHSTONE RESOURCES COMPANY
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28 CASSANDRA P. JOSEPH on behalf of Creditor STATE OF NEVADA DIVISION OF
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1 JEANETTE E. MCPHERSON on behalf of Creditor PROMETHEUS ENERGY
2 bkfilings@s-mlaw.com

3 JASMINE K. MEHTA on behalf of Creditor STATE OF NEVADA DIVISION OF
4 ENVIRONMENT hcooney@ag.nv.gov

5 JOHN F MURTHA on behalf of Creditor NV ENERGY, INC. jmurtha@woodburnandwedge.com

6 JEFFREY N. POMERANTZ on behalf of Creditor Committee THE OFFICIAL COMMITTEE OF
7 UNSECURED CREDITORS jpomerantz@pszjlaw.com

8 BRIAN D. SHAPIRO on behalf of Creditor HAYCOCK PETROLEUM COMPANY
9 bshapiro@brianshapirolaw.com,
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11 BRIAN D. SHAPIRO on behalf of Creditor THOMAS PETROLEUM, L.L.C.
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14 JENNIFER A. SMITH on behalf of Creditor FRANCO-NEVADA U.S. CORPORATION
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16 JEFFREY R. SYLVESTER on behalf of Creditor AGGREKO, LLC
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18 AMY N. TIRRE on behalf of Interested Party KAPPES CASSIDAY & ASSOCIATES
19 amy@amytirrelaw.com, admin@amytirrelaw.com

20 U.S. TRUSTEE - RN - 11 USTPRegion17.RE.ECF@usdoj.gov

21 RYAN J. WORKS on behalf of Creditor Q & D CONSTRUCTION, INC.
22 rworks@mcdonaldcarano.com, kbarrett@mcdonaldcarano.com; bgrubb@mcdonaldcarano.com

23 MATTHEW C. ZIRZOW on behalf of Attorney DICKINSON WRIGHT/ MARISCAL WEEKS
24 bankruptcynotices@gordonsilver.com, bknotices@gordonsilver.com

25 MATTHEW C. ZIRZOW on behalf of Creditor REDBURN TIRE COMPANY
26 bankruptcynotices@gordonsilver.com, bknotices@gordonsilver.com

27 X b. **Via United States mail, postage fully prepaid** (list persons and addresses):

28 JOSEPH BADTKE-BERKOW on behalf of Interested Party
WATERTON NEVADA HOLDINGS, LLC
1221 AVENUE OF THE AMERICAS
NEW YORK, NY 10020

JESSICA C.K. BOELTER on behalf of Debtor
RODEO CREEK GOLD INC.
ONE SOUTH DEARBORN
CHICAGO, IL 60603

1
2 D. ROB BURRIS on behalf of Creditor HANLON ENGINEERING & ARCHITECTURE, INC.
3 MOROE MCDONOUGH GOLDSCHMIDT
4 4578 N. FIRST AVE, STE 160
TUCSON, AZ 85718

5 KENNETH P. COLEMAN on behalf of Interested Party
6 WATERTON NEVADA HOLDINGS, LLC
7 1221 AVENUE OF THE AMERICAS
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8 JOSHUA M. FRIED on behalf of Creditor Committee
9 THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS
10 150 CALIFORNIA ST. 15TH FLOOR
SAN FRANCISCO, CA 94111

11 GCG INC
12 1985 MARCUS AVE
LAKE SUCCESS, NY 11042

13 NICOLAS B. HOSKINS on behalf of Creditor
14 SANDVIK MINING AND CONSTRUCTION USA, LLC.
15 FENNEMORE CRAIG, P.C.
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16 MICHAEL KANG
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VANCOUVER, BC V6C3A6

19 THOMAS A. LABUDA, JR. on behalf of Debtor
20 RODEO CREEK GOLD INC.
21 ONE SOUTH DEARBORN
CHICAGO, IL 60603

22 MAXIM B. LITVAK on behalf of Creditor Committee
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24 150 CALIFORNIA ST. 15TH FLOOR
SAN FRANCISCO, CA 94111

25 MATTHEW G. MARTINEZ on behalf of Debtor
26 RODEO CREEK GOLD INC.
27 ONE SOUTH DEARBORN
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MAUPIN, COX & LEGOY on behalf of Debtor
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4785 CAUGHLIN PKWY
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MARISCAL, WEEKS, MCINTYRE & FRIEDLANDER
2901 NORTH CENTRAL AVENUE, SUITE #2
PHOENIX, AZ 85012-2705

DENNIS C. O'DONNELL on behalf of Creditor
CREDIT SUISSE AG
1 CHASE MANHATTAN PLAZA
NEW YORK, NY 10005

PAPE MATERIAL HANDLING, INC.
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SACRAMENTO, CA 95838

SIDLEY AUSTIN LLP on behalf of Debtor RODEO CREEK GOLD INC.
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RICHARD D. SMITH on behalf of Interested Party
WATERTON NEVADA HOLDINGS, LLC
1221 AVENUE OF THE AMERICAS
NEW YORK, NY 10020

ALLISON ROSS STROMBERG on behalf of Debtor
RODEO CREEK GOLD INC.
ONE SOUTH DEARBORN STREET
CHICAGO, IL 60603

d. **By direct email (as opposed to through the ECF System)** (list persons and email addresses):

I declare under penalty of perjury that the foregoing is true and correct.

DATED this 6th day of May, 2013.

Barbara Salinas
Name

/s/ Barbara Salinas
Signature



Honorable Mike K. Nakagawa
United States Bankruptcy Judge



Entered on Docket
May 03, 2013

Electronically Submitted on
May 3, 2013

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

Case No.: 13-50301-MKN

RODEO CREEK GOLD, INC.,

Chapter 11

- ☐ Affects this Debtor
- ☒ Affects all Debtors
- ☐ Affects Antler Peak Gold Inc.
- ☐ Affects Hollister Venture Corporation
- ☐ Affects Touchstone Resources Company

**ORDER GRANTING MOTION OF THE
OFFICIAL COMMITTEE OF UNSECURED
CREDITORS PURSUANT TO 11 U.S.C. §§
1102(B)(3)(A) AND 1103(C) FOR ENTRY OF
AN ORDER CLARIFYING ITS
REQUIREMENT TO PROVIDE ACCESS TO
INFORMATION UNDER BANKRUPTCY
CODE SECTION 1102(B)(3)(A)**

Debtors.

Hearing Date: May 2, 2013
Time: 1:30 p.m.
Place: 300 Las Vegas Blvd. So.
Courtroom 2
Las Vegas, NV 89101

[Re Docket No. 263]

Upon the *Motion of the Official Committee of Unsecured Creditors Pursuant to 11 U.S.C. §§ 1102(b)(3)(A) and 1103(c) for Entry of an Order Clarifying Its Requirement to Provide Access to Information Under Bankruptcy Code Section 1102(b)(3)(A)* [Docket No. 263] (the "Motion"), filed by the Official Committee of Unsecured Creditors of Rodeo Creek Gold, Inc. ("Rodeo Creek") and its above-captioned affiliated debtors (collectively with Rodeo Creek, the "Debtors"), (the "Committee") and it appearing that the relief requested in the Motion is in the best interests of the Debtors' estates, their creditors, and all other parties in interest; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and

consideration of the Motion being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that no other or further notice need be provided; and no objections to the Motion having been filed; and after due deliberation and sufficient cause appearing therefor,

IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. The relief requested in the Motion is granted.
2. The Committee, its professionals, and its members and their respective agents, representatives, advisors, and counsel are not required to disseminate Confidential Information or Privileged Information to unsecured creditors. The Committee is authorized to withhold Confidential Information and Privileged Information as such terms are defined in the Motion.
3. The Committee is deemed to have satisfied its duties under the “comment solicitation” prong of Section 1102(b)(3) of the Bankruptcy Code by means of a link to a web page posted on, and accessible via, Committee counsel’s existing internet site.
4. This Court shall retain exclusive jurisdiction to interpret and enforce the provisions of this Order in all respects and further to hear and determine all matters arising from the construction and implementation of this Order.

###

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

☒ The court has waived the requirement set forth in LR 9021(b)(1).

☐ No party appeared at the hearing or filed an objection to the motion.

☐ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below:

<u>Counsel/Party</u>	<u>Delivery</u>	<u>Response</u>
<input type="checkbox"/> I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.		

Submitted by:

DATED this 3rd day of May, 2013

By: /s/ Shirley S. Cho

Jeffrey N. Pomerantz (CA Bar No. 143717)
Ira D. Kharasch (CA Bar No. 109084)
Shirley S. Cho (CA Bar No. 192616)
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